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5 Attorney for Plaintiffs

6 IN THE UNITED STATES DISTRICT COURT
7 FOR THE DISTRICT OF ARIZONA
8 PRESCOTT DIVISION

8 Tony Manzo, *et al.*

No. 3:22-cv-8081-PCT-JJT

9 Plaintiffs,

10 v.

**DECLARATION OF PARKER
WHEELDON**

11 Engrained Cabinetry and Countertops,
12 LLC, Inspired Closets of Arizona, LLC,
and Thomas Corkery,

13 Defendants.

14 I, Parker Wheeldon, do hereby swear, affirm and attest as follows, based upon
15 my personal knowledge of the matters contained herein:

16 1. My name is Parker Wheeldon; I am over the age of 18 and duly qualified
17 to execute this declaration.

18 2. I worked for Defendants Engrained Cabinetry and Countertops, LLC,
19 and Thomas Corkery as a designer/salesperson from approximately February of 2020
20 until August 2020.
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1 3. As a designer/ salesperson, I designed and sold kitchen and bath storage
2 solutions for Defendants' customers according to the customer and Defendants' needs
3 and specifications.

4 4. Specifically, I used a computer program to design custom storage
5 solutions for Defendants' customers.

6 5. During the first few months of my employment, I received an hourly
7 wage for a short time. This became a draw once I started making sales. After the first
8 few months, my sole source of income was commissions on sales.

9 6. My design work for customers took more than 40 hours per week. To
10 run a design from start to finish, I had to physically take measurements of the space I
11 was designing for, interview the customer about their needs and budget, run price
12 points on all materials required, create the physical design, and create a quote for the
13 customer.

14 7. If the customer moved forward, I also supervised the installation process
15 and ensured everything was to customer satisfaction.

16 8. The amount of time this took obviously varied based on the size of the
17 job; some could take as little as 20 hours and some could take several weeks. I ran
18 between 5 and 10 jobs at a time.

19 9. Because my income was commission-based, the more sales I made the
20 more income I earned. I regularly worked after business hours in order to finish up
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1 quotes and designs so that I could move projects forward. Defendants didn't ask me
2 not to work after-hours, nor did they require me to track my time.

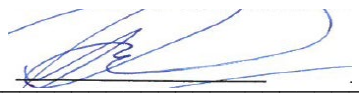
3 10. I probably worked at least 50 hours per week solely on making designs
4 and quotes.

5 11. Defendants also scheduled designers/ salespeople to work regular shifts
6 in the showroom. I worked three or four 8-hour shifts per week in the showroom. This
7 was in addition to the many hours I worked in making designs and quotes.

8 12. I hardly ever received my full commission. Other than paying back the
9 draw, Defendants deducted portions of my commission for any error I made in the
10 design such as a mismeasurement or an incorrect material.

11 **PURSUANT TO 28 U.S.C. § 1746, I VERIFY UNDER PENALTY OF**
12 **PERJURY UNDER THE LAWS OF THE UNITED STATES OF AMERICA**
THAT THE FOREGOING IS TRUE AND CORRECT.

13 Executed on this 25th day of October, 2023.

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15 **PARKER WHEELDON**
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